

Pro Se 1 (Rev. 12/16) Complaint for a Civil Case

UNITED STATES DISTRICT COURT

for the
Southern District of Alabama

Civil Division

DAVID JAMAL WATKINS

Case No.

2:23-cv-60-JB-MU

(to be filled in by the Clerk's Office)

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

PFIZER, INC., BASF CORPORATION, BASF
PHARMA, JOHNSON & JOHNSON, PFIZER
HOLDINGS AMERICAS CORPORATION

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

Jury Trial: (check one)



Yes



No

COMPLAINT FOR A CIVIL CASE

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	David Jamal Watkins
Street Address	205 McWilliams Avenue
City and County	Camden, Wilcox County
State and Zip Code	Alabama
Telephone Number	334-375-3364
E-mail Address	d Watkins271@gmail.com

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

Defendant No. 1

Name	PFIZER, INC.
Job or Title <i>(if known)</i>	c/o REGISTERED AGENT - CT CORPORATION
Street Address	28 LIBERTY STREET, FLOOR 42
City and County	NEW YORK
State and Zip Code	NEW YORK 10005
Telephone Number	
E-mail Address <i>(if known)</i>	

Defendant No. 2

Name	BASF CORPORATION
Job or Title <i>(if known)</i>	c/o REGISTERED AGENT - CT CORPORATION
Street Address	820 BEAR TAVERN ROAD
City and County	WEST TRENTON
State and Zip Code	NEW JERSEY 08628
Telephone Number	
E-mail Address <i>(if known)</i>	

Defendant No. 3

Name	PFIZER HOLDINGS AMERICAS CORPORATION
Job or Title <i>(if known)</i>	C/O REGISTERED AGENT - CT CORPORATION
Street Address	4701 COX ROAD, SUITE 285
City and County	GLEN ALLEN
State and Zip Code	VIRGINIA 23060
Telephone Number	
E-mail Address <i>(if known)</i>	

Defendant No. 4

Name	JOHNSON & JOHNSON
Job or Title <i>(if known)</i>	C/O REGISTERED AGENT - JOHNSON & JOHNSON
Street Address	ONE JOHNSON & JOHNSON PLAZA
City and County	NEW BRUNSWICK
State and Zip Code	NEW JERSEY 08933
Telephone Number	
E-mail Address <i>(if known)</i>	

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? *(check all that apply)*

☐

Federal question

☒

Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

A. If the Basis for Jurisdiction Is a Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

B. If the Basis for Jurisdiction Is Diversity of Citizenship

1. The Plaintiff(s)

a. If the plaintiff is an individual

The plaintiff, *(name)* David Jamal Watkins, is a citizen of the State of *(name)* Alabama.

b. If the plaintiff is a corporation

The plaintiff, *(name)* _____, is incorporated under the laws of the State of *(name)* _____, and has its principal place of business in the State of *(name)* _____.

(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)

2. The Defendant(s)

a. If the defendant is an individual

The defendant, *(name)* _____, is a citizen of the State of *(name)* _____. Or is a citizen of *(foreign nation)* _____.

b. If the defendant is a corporation

The defendant, (name) Pfizer, Inc., is incorporated under the laws of the State of (name) New York, and has its principal place of business in the State of (name) New York.
 Or is incorporated under the laws of (foreign nation) _____, and has its principal place of business in (name) New York.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

3. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because *(explain)*:
 Plaintiff has long term injuries and suffered from a near fatal injury due to using Defendants' products when Plaintiff contracted Stevens Johnson TEN Syndrome.

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

Plaintiff contracted Stevens Johnson TEN after using Amoxicillin, Ibuprophen, and Acetaminophen. Plaintiff has long-term ocular complications including corneal damage in the form of scarring or limbal stem cell failure is the most severe ocular outcome.

Plaintiff suffers from conjunctival scarring can contribute to long-term corneal pathology and subsequent visual impairment.

Plaintiff suffers as a consequence of Defendants' actions from palpebral conjunctival scarring can cause chronic microtrauma with the blink reflex, while symblepharon formation can lead to poor tear film dynamics and predisposition to severe dry eye

IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

Compensatory damages, exemplary, punitive, and statutory penalties and damages allowed by law, including interest in amounts to be proven, appropriate declaratory, equitable, medical monitoring, future medical expenses covered for treatments related to long term effects of Stevens Johnson TEN Syndrome.

V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.


A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 02/10/2023

Signature of Plaintiff

Printed Name of Plaintiff


David Jamal Watkins

B. For Attorneys

Date of signing: _____

Signature of Attorney _____

Printed Name of Attorney _____

Bar Number _____

Name of Law Firm _____

Street Address _____

State and Zip Code _____

Telephone Number _____

E-mail Address _____

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FROM:

David J. Watkins
205 McWilliams Avenue
Camden, AL 36726

TO:

United States District Court
Attn: Clerk of Court
155 St. Joseph Street
Mobile, AL 36602

Label 228, March 2016

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David Watkins

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Camden, AL 36726

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District

Attn: Clerk of Court

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Mobile, Alabama 36602